

John L. Cleary, II
Resident Managing Partner

VIA ECF

August 5, 2024

Honorable Katherine Polk Failla
Thurgood Marshall United States Courthouse
40 Foley Square
New York, NY 10007

MEMO ENDORSED

Re: *Continental Ins. Co. v. Providence Washington Ins. Co., et al.*,
No.: 1-24-cv-03197

Dear Judge Failla:

This firm represents defendant Yosemite Insurance Company ("Yosemite")¹ in the above-referenced matter. I write to request a thirty-day adjournment of the initial pre-trial conference scheduled for August 14, 2024. The parties are making progress in their settlement discussions, and plaintiff Continental Insurance Company has made a significant production of documents to Yosemite in support of the claimed amount of defense costs in dispute. This is the parties' second request for such an extension. A further extension would permit the parties to continue their settlement discussions. Plaintiff consents to this request.

Thank you for the court's attention to this request.

Respectfully Submitted,

/s/ Jonathan D. Henry

Jonathan D. Henry

cc: All counsel of record (via ECF)

¹ Yosemite Insurance Company, as successor in interest by order of transfer and novation to Providence Washington Insurance Company, as successor in interest by merger to Seaton Insurance Company, incorrectly pled as "Providence Washington Insurance Company, as successor in interest by way of merger to Seaton Insurance Company, f/k/a Unigard Security Insurance Company, f/k/a Unigard Mutual Insurance Company."

Application GRANTED. The initial pre-trial conference is hereby ADJOURNED to **September 25, 2024**, at **4:00 p.m.** As before, the conference will be telephonic.

The Clerk of Court is directed to terminate the pending motion at docket number 25.

Dated: August 6, 2024
New York, New York

SO ORDERED.

A handwritten signature in blue ink, reading "Katherine Polk Failla".

HON. KATHERINE POLK FAILLA
UNITED STATES DISTRICT JUDGE